

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

STAR WASTE SERVICES, LLC,)	
ENGLUND BROS. COMPANY, INC.,)	
STAR WASTE DISPOSAL, LLC,)	
AMERICAN WASTE NETWORK, LLC,)	
AMERICAN WASTE SERVICES, LLC,)	
LADIES FIRST WASTE, LLC,)	
)	
Plaintiffs,)	
)	No. 1:07-CV-127
v.)	
)	Chief Judge Curtis L. Collier
U.S. WASTE, LLC,)	
CLARENCE JOSEPH EMMER,)	
DAN FRANKLIN EMMER, SR.,)	
DAN FRANKLIN EMMER, JR.,)	
JASON R. EMMER,)	
GEORGE FRANKLIN EMMER,)	
BUD FRANKLIN EMMER, JR.,)	
)	
Defendants.)	

ORDER

Before the Court is Defendants' motion for summary judgment (Court File No. 72). Defendants filed a statement of material facts (Court File No. 73) and memorandum in support of their motion (Court File No. 74). Plaintiffs filed a response in opposition to the motion (Court File No. 87) and a response to the statement of facts (Court File Nos. 88, 93). Defendants filed a reply (Court File No. 91). For the reasons discussed in the accompanying memorandum, the motion (Court File No. 72) is **GRANTED** as to the federal claims against Defendants. In addition, the Court declines to exercise supplemental jurisdiction over the remaining state claims and counterclaims and **REMANDS** the case to the Circuit Court of Hamilton County, Tennessee.

Plaintiffs also filed a motion to continue the trial date (Court File No. 102). Since this Order

resolves the case in federal court, Plaintiffs' motion (Court File No. 102) is **DISMISSED AS MOOT.**

The Clerk's Office is **DIRECTED** to close the case.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE